

9

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
OFFICE OF THE CLERK**

Lewis F. Powell, Jr. U.S. Courthouse Building
1000 East Main Street
Suite 305
Richmond, Virginia 23219

FERNANDO GALINDO
ACTING CLERK OF COURT

Telephone:	Area Code 804
Administrative	916-2200
Jury-Financial	916-2212
Criminal	916-2230
Civil	916-2220
Web site	www.vaed.uscourts.gov

June 21, 2006

David J. Weaver, Clerk
Theodore Levin U. S. Courthouse
231 W. Lafayette Boulevard
Detroit, Michigan 48226

RE: U. S. v. Daniel Lacks
Your Case No. 01-CR-80812-DT-01
Criminal No. 3:06MJ289-DWD

F I L E D
JUN 23 2006

CLERK'S OFFICE
DETROIT

Dear Sir:

Enclosed please find certified copies of Rule 32 documents in the above-referenced case.
Also included are docket entries for this matter.

Sincerely,

FERNANDO GALINDO, ACTING CLERK

By:

Deborah H. Thompson

Deborah H. Thompson, Deputy Clerk

CLOSED

U.S. District Court
Eastern District of Virginia (Richmond)
CRIMINAL DOCKET FOR CASE #: 3:06-mj-00289-DWD-ALL
Internal Use Only

Case title: USA v. Lacks

Date Filed: 06/15/2006

Assigned to: Magistrate Judge Dennis W. Dohnal

Defendant

Daniel Lacks (1)
TERMINATED: 06/20/2006

represented by **Amy Leigh Austin**
Office of the Public Defender
830 East Main Street
Suite 1100
Richmond, VA 23219
(804) 343-0800
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender

Michael Stefan Nachmanoff
Office of the Federal Public Defender
1650 King St
Suite 500
Alexandria, VA 22314
(703) 600-0800
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition








A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT
BY Deborah A. Thompson
DEPUTY CLERK

Plaintiff

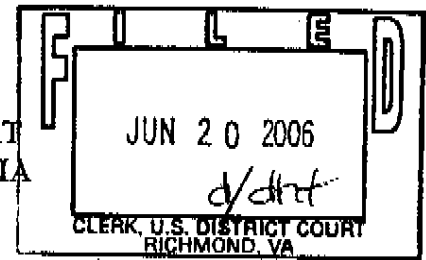
USA

represented by **Olivia Hawkins**
United States Attorney's Office
600 E Main St
18th Fl
Richmond, VA 23219
(804) 819-5400
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/15/2006		Arrest (Rule 32) of Daniel Lacks (dtho,) (Entered: 06/15/2006)
06/15/2006	 1	Minute Entry for proceedings held before Judge Dennis W. Dohnal :Initial Appearance as to Daniel Lacks held on 6/15/2006; Appearances: Olivia Hawkins,AUSA; Deft. w/o counsel. Court Hours: :04/:09. Matter came on for initial appearance on warrant out of the Eastern District of Michigan. Deft. advised of violations alleged in the petition. Deft. requested court-appointed counsel. Request granted based upon deft's representation that he had court-appointed counsel in Michigan. Clerk directed to appoint counsel. Preliminary hearing set for June 20, 2006, at 3:00 p.m. Deft. acknowledged that he was the person named in the petition. Identity hearing waived. Deft. remanded to custody. (FTR Gold.) (dtho,) (Entered: 06/15/2006)
06/15/2006	 2	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Daniel Lacks Michael Stefan Nachmanoff for Daniel Lacks appointed. . Signed by Judge Dennis W. Dohnal on 06-289. (dtho,) (Entered: 06/15/2006)
06/15/2006		Set/Reset Hearings as to Daniel Lacks: Preliminary Examination set for 6/20/2006 03:00 PM before Magistrate Judge Dennis W. Dohnal. (dtho,) (Entered: 06/15/2006)
06/16/2006	 3	NOTICE OF ATTORNEY APPEARANCE: Amy Leigh Austin appearing for Daniel Lacks (dtho,) (Entered: 06/16/2006)
06/20/2006	 4	Minute Entry for proceedings held before Judge Dennis W. Dohnal :Preliminary Examination as to Daniel Lacks held on 6/20/2006; Appearances: Olivia Hawkins, AUSA; Amy L. Austin, AFPD; Court Hours: :37. Matter came on for preliminary hearing. Govt. adduced evidence, rested. Arguments heard. Findings stated from the bench. Court found probable cause on the monthly report portion of Condition #1 only. Deft. ordered held w/o bond and remanded to custody for immediate transportation to the Eastern District of Michigan. (FTR Gold.) (dtho,) (Entered: 06/20/2006)
06/20/2006	 5	COMMITMENT TO ANOTHER DISTRICT as to Daniel Lacks. Defendant committed to District of Eastern District of Michigan. . Signed by Judge Dennis W. Dohnal on 06/20/06. (dtho,) (Entered: 06/20/2006)
06/20/2006		***Terminated defendant Daniel Lacks, pending deadlines, and motions. (dtho,) (Entered: 06/20/2006)
06/20/2006		***Set/Clear Flags as to Daniel Lacks (dtho,) (Entered: 06/20/2006)

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION



PROCEEDINGS BEFORE MAGISTRATE JUDGE Doherty DATE: June 20, 2006

CASE NO. 3:06MJ289

INTERPRETER _____

Tape NO. FTR

U.S. V. Daniel Lacks

Counsel for Government

Olivia Hawkins

Counsel for Defendant(s)

Amy L. Austin

WITNESSES:

Kristin Simon, US Probation

PROCEEDINGS: INITIAL APPEARANCE _____

~~DETENTION~~ Preliminary
HEARING ✓

Govt's motion to unseal indictment, granted

ARREST DATE _____

Court summarized charges

Court advises of deft's Rule 5 rights

Financial Affidavit submitted for approval

CJA counsel to be appointed

Deft. to retain counsel

Govt's motion to detain deft. _____ granted _____ denied

Deft requests continuance to prepare for detention hearing

Govt. requests continuance to prepare for detention hearing

Detention hearing set for _____

Order of Temporary Detention pending hearing

Govt. adduced evidence, rested

Deft. adduced evidence, rested

Arguments heard

Findings stated from the bench

A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT

BY Deborah A. Thompson
DEPUTY CLERK

Order of Detention Pending Trial

Court: Orders bond set at _____

Residence/travel restricted to EDVA

Pretrial Supervision

No drugs, firearms, alcohol

Maintain/seek employment

Avoid contact with potential witnesses, victims, etc.

substance abuse testing and treatment; pay costs

Electronic monitoring; pay costs

3rd party custodian

Maintain contact with attorney

Surrender passport _____ obtain no passport

If deft pleads guilty or found guilty report to PO

May report to AUSA as long as attorney is present

Remain inside and may only leave with approval of Pretrial

Additional conditions:

PC found only on the monthly report portion of
Condition #1. Deft. ordered held w/o bond. Deft.
remanded to custody for immediate transport to
Michigan.

Case set: 3:00

Case called: 3:02

Case ended: 3:39 Total: :37

ev. 12/03) Commitment to Another District

UNITED STATES DISTRICT COURT

JUN 20 2006

d/d/t

EASTERN

District of

VIRGINIA

CLERK, U.S. DISTRICT COURT
RICHMOND, VA

UNITED STATES OF AMERICA

COMMITMENT TO ANOTHER
DISTRICT

V.

DANIEL LACKS

DOCKET NUMBER

MAGISTRATE JUDGE CASE NUMBER

District of Arrest

District of Offense

District of Arrest

District of Offense

01-CR-80812-DT-01

3:06MJ289

CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

☐ Indictment ☐ Information ☐ Complaint ☒ Other (specify) Supervised Release Violation

charging a violation of

U.S.C. §

DISTRICT OF OFFENSE

Eastern District of Michigan

DESCRIPTION OF CHARGES:

Violation of the terms and conditions of probation/supervise release

A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURTBY Deborah A. Thompson
DEPUTY CLERK

CURRENT BOND STATUS:

- ☐ Bail fixed at _____ and conditions were not met
- ☐ Government moved for detention and defendant detained after hearing in District of Arrest
- ☐ Government moved for detention and defendant detained pending detention hearing in District of Offense
- ☐ Other (specify) _____

Representation: ☐ Retained Own Counsel ☐ Federal Defender Organization ☐ CJA Attorney ☒ NoneInterpreter Required? ☒ No ☐ Yes Language: _____

DISTRICT OF Eastern District of Virginia (Richmond)

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

6/20/06

Date

Dennis W. Doherty

Judge

RETURN

This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED

PLACE OF COMMITMENT

DATE DEFENDANT COMMITTED

DATE

UNITED STATES MARSHAL

(BY) DEPUTY MARSHAL

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division JUN 16 P 4:49

UNITED STATES OF AMERICA,

v.

Case No. 3:06MJ289

DANIEL LACKS,
Defendant.

NOTICE OF APPEARANCE

This notice is to advise the Court that Amy L. Austin, Assistant Federal Public Defender, will serve as counsel for the above-referenced defendant on behalf of the Office of the Federal Public Defender.

Respectfully submitted,

DANIEL LACKS

By: Amy L. Austin
Counsel

Amy L. Austin
Office of the Federal Public Defender
830 E. Main Street, Suite 1100
Richmond, VA 23219
(804) 565-0830
(804) 648-5033 (fax)

**A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT**

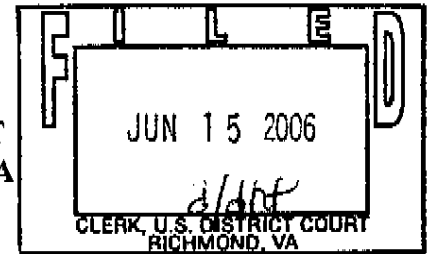
BY Deborah D. Thompson
DEPUTY CLERK

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Notice of Appearance was sent via facsimile to Olivia Hawkins, Assistant United States Attorney, on June 16, 2006.

Amy L. Austin
Amy L. Austin

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION



UNITED STATES OF AMERICA

V.

DANIEL LACKS

)
)
)
)
)

CASE NO. 3:06MJ289

ORDER

The Office of the Federal Public Defender is hereby APPOINTED to serve as counsel for the above defendant in all proceedings before the United States District Court and an attorney in that office shall forthwith note an appearance as counsel of record.

The Clerk is directed to send a copy of this Order to the Office of the Federal Public Defender and all other counsel of record.

And it is so ORDERED.


UNITED STATES MAGISTRATE JUDGE

DATED: JUN 15 2006

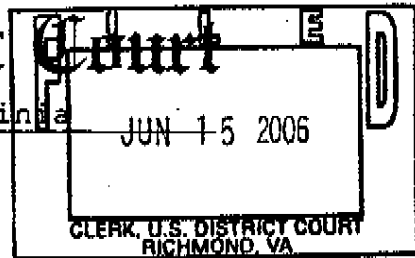
A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT

BY 
DEPUTY CLERK

United States District Court

Eastern DISTRICT OF Virginia

CRIMINAL MINUTES



Proceedings before Magistrate: Debra Dated: June 15, 2006 Tape: FTR

Magistrate's/Case No. 3:06MJ289

UNITED STATES OF AMERICA

v.

Daniel Laeks

: Initial/Preliminary Hearing ()
: Arraignment/Trial ()
: Probation/Identity ()
: Rule 5(a)/Bond Hearing ()
: Sentencing ()
: Other ()

Officer/Agency AUSA Olivia Hawkins

Counsel w/o counsel

MINUTES: Matter came on for initial appearance. Deft. advised of violations
alleged in the petition. Deft. requested court-appointed counsel. Request
granted based upon deft's having court-appointed counsel in Michigan.
Clerk directed to appoint counsel. Preliminary hearing set for
June 20, 2006, @ 3:00 P.M. Deft. acknowledged he was the
person named in the petition. Identity hearing waived. Deft
remanded to custody.

JUDGMENT: _____

PRESENTENCE REPORT ORDERED: _____

DEFENDANT RELEASED ON BOND: _____

SENTENCE: _____

A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT

BY Deborah A. Thompson
DEPUTY CLERK

Case Set: 2:45 Case Called: 2:50 Case Ended: 2:54 Total: 3:04/1:09